And Sectores That Present Sepasts of Constinuers Are Sufficient to Protect the Company James V. Heek Heciares ses Cent fair Enematitarional

Argument on the motion of the Complidated this Company to continue, pending itigation. the preliminary injunction restraining the enforcement of the so cent gas law was beard in the United States benit Court before Judge Lacombe yesterday. The court form was oprowded with lawyers and laymen.

The main argument in support of the apnication of the Consolidated Gas Company was made by James M. Beck of Shearman & Sterling, Joseph H. Choate was not present John & Garver, Charles F. Mathewson and excludge Dillon also spoke in behalf of the company's application

Charles E. Hughes, who had been retained by Attorney General Mayer, made the principal argument against the munction. The only other speaker, Assistant Corporation Counsel Burr, spake on behalf of the city

There was some parleying as to the time for argument and also the disposal of the minor motions in the case of the Central Trust Company on behalf of the New Amsterdam Gas, the Mutual Gas Light and the Standard Gas Light companies. It was finally settled that the motions in the cases of the subsidiary companies should be taken up on the regular motion calendar on Friday and that two hours should be allowed for the main argument to each side and 45 minutes for final summing up.

Mr Beck in opening for the gas company regretted the absence of Mr. Choate. He referred to the three laws whose unconstitutionality is complained of -the act of the Legislature in 1905 fixing the price of gas At 75 cents per 1,000 feet to the city of New York, that creating the gas commission and giving it the right to fix the price of gas in New York city, and that passed this year confirming the decision of the commission upon the 80 cent rate for New York.

These laws are in violation of the Federal Constitution, he asserted, because they Impair the obligation of a contract which the State made with the company and because they contravene the Fourteenth Amendment, not merely in taking away property without due process of law but also in denying the company the equal protection of the laws.

"The burden of proof upon final hearing rests upon the complainant," said Mr. "But to-day we have but to persuade your Honor that there are here questions of fact and law about which men may reasonably differ. Then, even if your Honor should feel that the defendant's version of law and fact tended more nearly to be right than ours, it would still be your duty under all the decisions to preserve the status

A number of Supreme Court decisions were cited to show that a Legislature had power to fix rates only when the corporation's rates were unreasonable and excessive. The dollar rate was plainly not excessive, Mr. Beck declared.

Other grounds advanced for the issuance of an injunction were the excessive penalties fixed for violations of the 80 cent law the unjust loss to the company if the court denied the injunction and later held the law unconstitutional and the impossibility of any loss to the consumer through the company's plan of depositing the money in dispute with the court.

Mr. Beck said that the tangible assets were worth \$62,000,000, besides franchises which the State Board of Assessors taxed at \$24,000,000, so that \$86,000,000 of assets were really capitalized at \$80,000,000.

"Our moving affidavits," he added, "show that our property is really worth over \$90,000,000. Thus, far from charging an unreasonable rate, the company would have to charge \$1.34 per thousand to get a reasonable return of 10 per cent. on its tangible assets and in the last year not more than 5½ per cent, had been realized from dollar

Mr. Beck then made capital of the asser-Mr. Beck then made capital of the assertion by Prof. Marks and Chief Accountant Hayward of the gas commission in one of the answering affidavits that no one can tell what the value of the company's assets were unless he made an exact inventory, which Mr. Beck earnestly asked for after the granting of a temporary injunction.

which Mr. Beck earnestly asked for after the granting of a temporary injunction. This affidavit Mr. Hughes afterward repudiated, saying that it had been submitted by Mr. Delany for the city and had no connection with his case.

Mr. Mathewson asserted that the Gas Commission had forgotten to add an allowance of three cents per thousand for contingencies to its estimate of 62.55 cents a thousand as the cost of gas. Moreover the "reasonable" 8 per cent return upon the \$30,000,000 at which the commission appraised the company's property, when added to the commission's estimate of the cost, brought the rate the company should be allowed to charge on the commission's findings higher than the rate it had fixed. This error alone made the law confiscatory.

Mr. Hughes began his argument against the motion directly after recess, talking from 2 until 4.20.

from 2 until 4.20

from 2 until 4.20.

"I have heard little said to-day on the rights of the public in this case and certainly these are a great factor in determining right and justice in it. The court cannot issue an injunction according to precedent until it has satisfied itself that the probable final result of the suit would be to set aside the legislative enactment.

"The company has been careful to point out the possible loss to itself from the irresponsibility of its customers and the like, if

"The company has been careful to point out the possible loss to itself from the irresponsibility of its customers and the like, if no injunction is granted, but they have been careful not to point out that they now hold more than a million dollars of their customers' money as security against the very losses against which the company asks a totally superfluous injunction.

"Why give them this injunction now? That money will insure them against loss of 20 cents per thousand each month for ten months. If they should come in at the end of that time, with depleted deposits and ask an injunction, they would have some semblance of justice. But to come here and ask for the suspension of a duly constituted law, passed after a careful investigation and they secured for ten months against any possible damage under it—such a suspension, such an injunction, I maintain, they have no right to ask."

Mr. Hughes asserted that the commission had full power to fix the rate at 80 cents and that the rate was not unreasonable and continued:

"The company complains that the com-

ontinued:
"The company complains that the commission ignored franchises and good will, worth easily \$10,000,000 to \$12,000,000 above the \$3,000,000 fixed as the value of the company's assets. A word as to these franchises. Every branch of the Consolidated com-pany's franchise rights has expired and is worthless, except two unimportant ones. The so-called acquiescence of the city in allowing the company to do business under these conditions is no ground for the issu-

these conditions is no ground for the issuance of an injunction against the law.

"As for setting some value on good will, that would be a difficult matter, as there isn't any. The company has a monopoly of the field. There is no chance given the customers to have or lack good will, its essential seed ground, competition, being entirely absent."

The debate closed with arguments summing up by Mr. Beck in which he again asked for an injunction on the ground of the "rotten unconstitutionality" of the law; by Mr. Mathewson, Mr. Garver and finally by Mr. Hughes

Mr. Hughes.

Judge Lacombe gave the lawyers until
Wednesday to submit briefs. Mr. Choate is
expected to file one. A decision is not expected short of a week or ten days.

ARRESTED WHILE ON PARADE. Leader of Brooklyn Strigting Organization

Charged With Family Beneriton While John Schunb, a leading member of the Deutscher Kriegerhund, was beneling

parade as captain of the Williamstorg ntingent to Manhattan yesterday from Brooklyn, he was arrested on a warract charging him with having abandoned his Stomong, who lives at mr Wellahour drest. Williamstrurg. Schools son taken in custody and as the procession. 300 strong. movemed from the sandarysons at Plinsbirg averue and Beaver street. He sas attired full regular, with a mounty sabre and

Schioli is a suspenser. It years old and lives at Third avenue and East shid street Borough of the Brone II was alleged that in Jamuary last he abandoned his wife and o children. Mrs. Schaim learned that was active in the affairs of the Doutscher Reignerburie in the affairs of the Deutscher Kriegerburie in it that he had been delegated to head the Brooklyn branch in a parade to Sulser's Harlem River Park, where the annual pionic was announced to take place the was at Flushing avenue and Beaver street yesterday morning with Court Officers street yesterday morning with Court Officers.
Tonery and Coleman when the members of the bund began to gather. Presently Schrub, mounted on a charger and accompanied by his aids, appeared. He issued orders for the society to move, and the band had started up a lively air when the two policemen caught hold of his horse and flourished the warrant. Schaub tried to shoo away the cops, and then begged not to be humiliated before his friends. He was taken to the Gatre a venue court and was taken to the Gates avenue court and immediately released on ball. Then he hastened to rejoin the parade. Schaub-told the police that his wife was prompted by spite in having him arrested.

BERTHE CLAICHE TO AUBURN. Girl Who Killed Gerdron Gets a Short Term

In State Prison. Berthe Claiche, the young woman of the Tenderloin who killed Emil Gerdron whom she had supported, was sentenced yesterday to not more than five years and not less than two years and two months in the Auburn prison for women. Justice Davis went to the Supreme Court, criminal branch,

to sentence her The girl, who pleaded guilty to manslaughter and might have been sentenced to twenty years, was brought into court

to twenty years, was brought into court by a deputy Sheriff. She wore a sailor hat, a white waist and a black skirt. She looked fresher than when she was on trial.

The proceedings were very short. Abe Levy, her counsel, said that the girl had written a letter to him and to the court and that he had nothing to add to it. In the letter Berthe said that she would like to go to the House of Good Shepherd and be taken care of by the sisters, that her heart "is bleeding" and that she "was only a miserable dog who only knows the voice. a miserable dog who only knows the voice of his master and that's all, and I have been a snake in the grass from whom every one was running."

Berthe's sister and mother were in court.
They were pleased when they heard Justice

Davis's sentence, which was regarded as mild. Had the girl furnished any evidence against the vice squad, which she didn't, she might have been sent to the Bedford Reformatory.

Policeman Harry Morton, the former member of the vice squad, who was involved.

member of the vice squad, who was involved in the Claiche case and indicted last week for perjury, will be put on trial before Justice Scott on Monday. A special panel of talesmen will be drawn. His counsel filed yesterday a formal demurrer to the indictments.

NEGRO ESCAPES LYNCHING. His Mother Holds Up Mob With a Shotgun

and Is Killed.

NEW ORLEANS, June 4 .- Allen Turner, negro living at Friendship, La., is in Bienville parish prison after a narrow escape from lynching. Turner attempted to assault a white woman, Mrs. James Barron, wife of a farmer. The woman's screams aroused the neighbors, who started after

Turner.

When they attempted to enter the Turner cabin his mother held up the pursuers with a shotgun, firing at them. She was killed

considered safe from the mob. VICISSITUDES OF WENHAM. He and Miss Lawrence Let Go on a Forgery

Charge, but Chicago Wants Him. Charles F. Wenham, the former passenger agent of the Canadian Pacific Railroad and his companion, Miss Clay Lawrence, who were indicted for forgery last week, were discharged yesterday by Judge Cowing in General Sessions. Assistant District Attorney Lockwood said that there was not enough evidence on which to secure

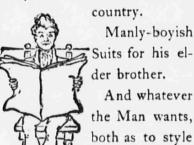
was not enough evidence on which to secure
a conviction and recommended that the
indictments be dismissed.
Wenham was remanded to the Tombs.
He is held to await extradition to Chicago
where there are six indictments against him
for larceny, growing out of his connection
with the railroad.

Changes Name From Brodsky to Brody. Judge Crane in the County Court, Brooklyn, yesterday granted Louis Brodsky, a dealer in candy, stationery and cigars at 148 Jay street, permission to change his name to Brody. In his affidavit the petitioner said that "with some people whose custom and trade the petitioner seeks and desires to have, your petitioner finds that a name terminating with the syllable 'sky' is a sign of foreignness and undesirability in the person who bears it."

Browning, King & Company

BOY OR MAN.

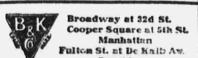
Wash Suits-if the Boy is ready for them-for city or



he wants Clothes, Furnishings and

and fit, is here-

'in seeking the best in style," said Beau Brummell, "I choose that showing which is most comprehensive."



ASKS ELLISON TO RETRACT. MEVER SAVE HIS COMPANY HAS

SOT STOLES CITY WATER.

Acconnection With Wychoff Heights Co.'s Piper, Leased by the Elitzens' Co., knowledge of the Ellisens' Affectals.

Cord Meyer, president of the Citizens Water Supply Company, which was vir disegred on Asturday by Commisioner Ellison with the infrancy of water from the city's Brooklyn amply, issued a statement had evening in which he said that the tap complained of at Stanbope street and st. Nicholas avenue was made at the instance of the Water Department itself and that the city paid the bill for the work. Mr. Moyer also called open Mr. Ellison, Commissioner of Water Supply, tion and Electricity, to retract the charge in so far as lies in his power to correct the grievous wrong which he has inflicted."

Mr Mexer was in consultation for several hours yesterday with his attorneys before statement was issued. It was intimated that proceedings for slander might he brought against the Water Commissioner if he did not take back what he had said about the Citizens' company's connection with the Stanhops street tap. Here is Mr. Meyer's statement

I was associated at the charges made by Mr. Ellison, the Commissioner of Water Sup One and Electricity, that the Citizens Water Company had been surreptitiously to the city. The charge is so serious in its haracter that it ought not to have been made inless the Commissioner possessed absolute proof that the fact which he asserted existed. In reply to a statement made by Mr. Sur dam respecting the severance of this connec ion, the Commissioner is reported to have

Suydam, in his published statement says this main of the Citizens' company was cut off when they took out the meter several years ago. Who connected it again, I wonder? Certainly the city did not. There is no record anywhere in our department or on our maps of such a connecting pipe as we discovered feeding the Citizens' Water Company's main. It was placed there surreptitiously and the city main was tapped surreptitiously many years ago I presume about 1898. Since that date the city has been buying water from the Citizens' company at \$65 a million gallons.

This is a charge of larceny, and certainly such a charge unless he was able to support by indubitable proof. All fair minded men, think, will agree that if the statement was of true the charge was outrageous. I be ieve the Commissioner himself would so haracterize his statement if convinced that it was untrue in fact. That it is untrue and hat the statement was recklessly made is stablished by conclusive proof.

Investigation immediately instituted after he charge by the Commissioner was made has developed that about October, 1900, the ity caused to be made without the knowledge of the Citizens' company, or any of its officers a reconnection between its main and the old main of the Wyckoff Heights Company at St icholas avenue and Stanhope street, videnced by the following bill, which the ity paid, and for which it was subsequently eimbursed by the parties at whose instance

Here followed a photographic copy of a bill rendered by the Department of Water Supply, borough of Brooklyn, to J. Pfadenhauer of 181 Stagg street for "putting in two inch connection, St. Nicholas avenue and Stanhope street." The bill amounted to \$34.65 and was paid. Continuing Mr. Meyer says:

Several years ago the Citizens' company purchased the old Wyckoff Heights Water Company, the latter company then being engaged in the business of supplying a few county. Its sole supply of water was purchased from the borough of Brooklyn, and by the return fire.

Turner was captured soon after and confessed his offence. The mob wanted to lynch him, but he was hurried into the neighboring parish and was then taken to the Bienville parish prison, where he is considered safe from the mob. this water passed through a meter located structions were given to discontinue the use The meter was removed of city water. and used elsewhere, and is still in the com-pany's possession, and the pipe was "plugged" and all connections between the pipes absclutely ceased.

Four and one-half years after this the Citizens company, with the written authority of the city officials and in the presence of the inspector appointed by the city, connected our large main on Cypress avenue with the old small mains of the Wyckoff Heights company in Stanhope street, and this was permitted to be done by the city officials with giving our company or any of its officers any notice that they had four and one-half years prior thereto made the connection at St.

Nicholas avenue and Stanhope street.

If, therefore, it be true, as the Commissioner alleges, that water has been passing between the city's main and our mains by reason of the facts referred to, the city has been getting our water instead of our company getting the city's water, because of the higher average pressure maintained in our mains. apparent, therefore, if there be fault it is not our fault, and if there be injury it is not the city that suffers.

Upon a consideration of these facts I believe the Commissioner, whom I have always regarded as an honorable man, will feel called upon to withdraw the charge which he has made of the misappropriation of water by the Citizens' Company and the charge that the connection was made sur-reptitiously "and the city main was tapped

surreptitiously many years ago."
I invite the closest scrutiny into the relations existing between the Citizens Company and the city of New York, and I call upon the Commissioner as an honorable man to retract the charge which he has made and in so far as ies in his power to correct the grievous wrong which he has inflicted.

Commissioner Ellison said yesterday that he would continue the investigation into the alleged wholesale thefts of city water by private companies in Brooklyn and Queens About twenty-five places have been marked out for excavation. These are the places at which the department expects to find that the city mains have been tapped. Mr. Ellison refused again to tell where he got the informati on that led to the investigation. It was said, however, that it was given by a man who was in position to know what the private water companies were doing and that it was he who told of the connection between the Citizens' company's mains and the city's system at Stanhope street and St. Nicholas avenue.

Nicholas avenue.

The excavation which uncovered that tap will be visited to-day by Commissioner Ellison, Chief Engineer De Varona and Deputy Commissioner Cozier. Mr. Meyer has been invited to meet the official party there and give any explanation he cares to about the connection.

Deputy Commissioner Cozier admitted that the department had no positive proof as yet that other private companies had taps into the city mains.

as yet the other private companies had taps into the city mains.

"I would not drop dead with surprise, however," he said, "if we were to discover the proof. I should then have the satisfaction of saying 'I told you so.'"

Wouldn't Answer Questions and Goes to Jali The law firm of Elliott & Jones recently obtained a judgment against Gustav Stengel for \$119.40 for services rendered. The judgment was returned unsatisfied and yesterday Stengel was brought up in supplementary proceedings. He refused to answer any onestions and was then taken before Justice Marean in the Supreme Court in Brooklyn, who found him guilty of contempt of court and fined him \$150. Not having the money to pay his fine he was remanded to Raymond Street jail.

The Manager Stores Store Closes at 5:30 P. M.

Men's \$5 Patent Leather Oxfords at \$3.25 a Pair

Compared with any other Oxfords to be found outside of WANAMARER's, these would be \$6 values. In their finish they have all the details of fine shoemaking that you would look for only in custom work. They are made of the best patent calfskin, in popular Blucher style, with smart narrow foes, arched instep and military heels. Made with invisible eyelets. and finished at every point in the handsomest manner possible. All new and perfect, in a complete range of sizes as the selling starts. At \$3.25 a pair.

Main floor, Wanamaker Building.

Wedding Gifts In CHINA AND GLASS

The new China Store is resplendent in beautiful and artistic China and Glasswares exactly suited for wedding gifts and anniversary presents. The new store not only provides magnificent assortment of pieces, many of which are in exclusive patterns, but Wanamaker prices will be found universally lower than those on equal goods elsewhere.

The following list is suggestive:

Cut Glass

The following list of Cut Glass will be interesting to those contemplating the purchase of wedding gifts. Coming from the factory whose entire output we control, the prices quoted will be found to be at least twenty-five per cent below regular:

Bowls, at \$3, \$5, \$7, \$10, \$12 and \$15 each; worth \$5, \$8, \$12, \$15, \$18 and \$20 each;

each; worth \$5, \$8, \$12, \$15, \$18 and \$20 each.

Nappies, at \$3, \$4.50, \$6, \$7.50, \$8.50 and \$10 each; worth \$4.75, \$6.50, \$8.50, \$10.50, \$12.50 and \$15 each.

Tall Compotes, \$3.50, \$5, \$6, \$8.50, \$10.50, \$14, \$16 up to \$45; worth \$5, \$8.50, \$10.50, \$14, \$16 up to \$55.

Flower Vases, \$1.50, \$3, \$4.50, \$6, \$8.50, \$10. Flower Centres, \$8, \$12.50, \$16, \$20, and \$37.50; worth \$12, \$18, \$22.50, \$30

and \$50. Claret Jugs, \$6.75, \$8.50, \$15, \$20, and \$30; worth \$10, \$12.50, \$20, \$30 and \$45. and \$45.

Water Jugs, \$5, \$7.50, \$12, \$15 and \$20; worth \$8, \$10.50, \$17.50,\$20 and \$30.

Water Caraffes, \$2.75, \$3.75, \$4, \$6 and \$6.50; worth \$3.75, \$6, \$7, \$9 and \$10. Sugars and Creams, \$2.50, \$3.50, 3.50, 3.50, \$8 and \$10 a pair; worth \$3.50, 5, \$9.50, \$12 and \$15 a pair.

Ice Cream Trays, \$12.50, \$16, \$18,

Ice Cream Trays, \$12.50, \$16, \$18, \$27.50 and \$35; worth \$18, \$22.50, \$27, \$35 and \$47.50.

Olive Dishes, 85c, \$1, \$1.25, \$2.00, \$2.50, and \$3 each; worth \$1.50, \$1.75, \$2. \$3, \$3.75 and \$5 each.

Punch Bowls, \$17.50, \$20, \$25, \$50, \$65 and \$100 each; worth \$22.50, \$30, \$32.50, \$75, \$90 and \$150 each.

Water Tumblers, \$3, \$4, \$10, \$15 and \$20 dozen; worth \$4.50, \$6, \$15, \$20 and \$30 a dozen.

Amphora Pottery A small balance remains of the sample line we sent over from Austria of the Amphora pieces. Customers have been quite enthusiastic over these goods, and scores of fine pieces have been sold at our half-price figures. Assortment is still good, and the prices are \$1.75 to \$25—all easily worth double.

Fancy China

Many separate pieces of Fancy China are being chosen for wedding gifts, and our assortment of fine pieces is most complete. In French, Dresden and Austrian China. All our own import. Many patterns are exclusive

tis. Chop Dishes, 53 styles, at \$1.25 to Cake Plates, 40 styles, at \$1 to \$10

each. Chocolate Pots. 27 styles, at \$1.75 Pudding Sets, 12 styles, at \$2 to \$10 set. Russian Tea Sets, 12 styles, at \$6.75

Chocolate Sets, 14 styles, at \$6.95 to \$28 a set. Cracker Jars, 23 styles, at \$1.25 to \$6.50 each. Tete-a-tete Sets, 25 styles, at \$3.50 to \$65 a set. Sugars and Creams, 25 styles, at 500 to \$9 a pair.
Boudoir Sets, 14 styles, at \$2.75 to

Gold Glass

A splendid assortment to choose from—our own direct imports, at prices like these:
Bowls, \$2.25, \$3 and \$3.75 each; worth \$4.25, \$5.50 and \$6.50 each.
Footed Bonbon Dishes, \$1, \$1.25 and \$1.75 each; worth \$4.50, \$2.00, \$1.50. \$1.75 each; worth \$1.50, \$2 and \$2.50 each.
Tall Bonbon Comports, \$2.50 and \$4.00 each; worth \$3.50 and \$7 each.
Sherbet Cups, 45c each; worth 60c

Richly Decorated Fancy Plates

A very complete assortment - 385 styles-\$3 to \$375 a dozen. Fish and Game Sets

Mostly French China, and richly Game Sets, at \$12.50 to \$70 a set. Game Sets, at \$12.50 to \$50 a set. Third floor, Wanamaker Building.

9 x 12-foot RUGS In a Summer Clean-Up

In sorting up our regular stocks we have found about a hundred and fifty 9 x 12-foot Rugs remaining from lines that we wish to close out completely. All of the rugs are in perfect condition, and in every way desirable. Only one of a kind in some cases, and not many of any particular pattern. In view of the fact that there is to be an advance of regular prices in practically all lines of carpets, these reductions are doubly

\$35 Wilton Rugs at \$27.50 \$32.50 Wilton Rugs at \$25 \$27.50 Brussels Rugs at **820** \$28.50 Smyrna Rugs at \$19 \$27.50 Axminster Rugs at \$19

\$23.50 Axminster Rugs at \$17.50 \$27.50 Velvet Rugs at \$19 \$23.50 Velvet Rugs at \$15.75 \$16.50 Tapestry Rugs at \$10.50

We also offer today about five hundred Smyrna Rugs in small sizes. All are of the highest-grade and absolutely perfect goods from our own stocks.

18 x 36-in. Rugs at 75c, regularly 21 x 45-in. Rugs at \$1.10, regularly \$1.65. 26 x 54-in. Rugs at \$1.50, regu-

30 x 60-in. Rugs at \$2, regularly \$3. 36 x 72-in. Rugs at \$2 \$5, regularly \$4.25. x 7-ft. Rugs at 84.65, regularly \$7. Fifth floor, Wanamaker Building.

Man-Comfort In Outing Suits

Handsome coat-and-trousers suits of outing weight flannels, worsteds, cheviots and cassimeres, in a number of neat, quiet designs. The suits are absolutely all-wool and quarter-lined; single or double breasted. Of course, they are as stylish as can be. But here's the Wanamaker feature of these cool, sensible Summer suits: They're so well made, so expertly tailored, that they'll retain their shape

until they are worn out. Men's Outing Suits, \$12 to \$20. Outing Suits for young men of 15 to 20 years, \$10 to \$18. Outing Trousers, \$3.50 to \$6.50. Main floor, Wanamaker Building.

Women's Oxfords Every variety is here in

complete assortment, in black. tan and white. Of special interest are the following: Kid and calfskin Oxfords, worth

\$1.50, at \$1 a pair. Black calfskin and brown kidskin Oxfords, with welted soles; worth \$2

and \$2.50, at \$1.50 a pair. Brown kidskin Oxfords with welted soles, medium toes and heels; worth \$3, at \$2 a pair. White duck Pumps and Oxfords,

at \$1.50 a pair. White duck three-eyelet Ties, with welted soles, at \$2 a pair.

White duck Pumps, with flat bow, at \$3 a pair. Main floor, Stewart Building.

JOHN WANAMAKER

Formerly A. T. Stewart & Co., Broadway, Fourth Avenue, Eighth to Tenth Street.

AUTO PIRATE'S VICTIM MAY DIE. Burns, Who Ran Wild With Mr. Robin's

Machine, Held on Larceny Charge. John Burns of 529 West Forty-third street, the youth who got an automobile owned by Joseph G. Robin, a banker, out of a garage under false pretences on Friday night and ran over Solomon Cohen of 51 West Eighty-second street, waived examination

in the West Side court yesterday afternoon on a charge of grand larceny and

was held in \$1,500 bail for trial. was held in \$1.500 bail for trial.

When the charge of felonious assault in connection with the injury of Cohen was called up a lawyer representing Cohen said that his client was to be taken to the Long Island College Hospital last night and that he probably wouldn't recover. He secured an adjournment until this afternoon. Cohen is a cousin of Moe Levy and lived with him



When the fire goes out, the serve comes in blue or black. vothing like it for all-round Summer wear, always providing the serge is all wool and really fast color: as we guarantee al

ours to be. We've a fine variety of quali ties finish and styles of making: including plenty of the double breasted coats always in favor hatters get for exactly the same along shore. \$18 to \$18.

ROGERS, PEET & COMPANY.

847



Our straw hats are chasing out so much faster this Summer than ever before that we're afraid some one has passed on the good word

Gone and told that while we have nothing but fine qualities of straws, our regular prices are materially less than exclusive things with their names in the Our straws are \$2 to \$5.

ROGERS, PEET & COMPANY. Three Broadway Stores.

Profile Union Square Greeiev Square City Hell.

Millinery.

Hats, Toques and Bonnets, \$6.00,

values \$18.00 to \$30.00.

Misses' and Children's Hats. \$3.00,

value \$8.00 to \$15.00.

Tuesday and Wednesday, June 5th and 6th.

Lord & Taylor

Broadway and Twentieth St., Fifth Ave., Nineteenth St.

OUR STRONG POINTS Are Materials, Workmanship and Trimmings at half the price other tailors charge. All work made on premises. Our special high grade gray and blue self plaid serges, Suit to order \$25. Coat and Trousers \$21.

They are excellent value. Samples and our illustrated booklet, "Elegance At Moderate Cost," cheerfully mailed to any address.

ARNHEIM,

Broadway & Ninth Street.

James McCreery & Co. James McCreery & Co.

Linen Room 2nd Floor. Turkish Towels, all white or

with red borders, 24 x 45 inches..... 2.75 per doz. Extra heavy hemmed, all white. 27 x 53 inches 5.75 per doz.

linen (old bleach) huck Towels. 3.00 per dozen.

Heavy Scotch Damask Table Cloths 72 x 72 inches...2.25 each 72 x 90 "2.75 72 x 108 "3.25 90 x 90 "3.50 90 x 1084.25

Napkins to match. 25 x 25 tn. 3.25 per doz.

Hemstitched all linen sheets.

70 x 108 inches . 5.50 per pair

90 x 108 inches . 6.75 per pair Value 8.25 Irish linen Sheets sewn with fine Irish hand embroidery, and Pillow Cases to match,

at extremely moderate

Twenty-third Street.

prices.

SHOT TO SCARE, HIT TWO. Disastrous Ending of Noonday Scrap Among

It began with a friendly tussle over a cigarette. In the end Louis Stone of 274 Madison street and Fred Eidt of 169 Greenpoint avenue, Brooklyn, were taken to St. Vincent's Hospital, the one with a bullet in his thigh and the other with one in his leg. Bernardo Saggese, 17 years old, of 163 Mott street, is in the mbs in default

Ladies' Suits. Tailor-made Suits, of Panama Cloth, Check or Plain Grey Worsted. Various Models.

18.50 and 25.00

Sicilian Suits, with three-Hemstitched pure, heavy quarter length coats and pleated skirts-suitable for traveling.

> Sun pleated Panama Walking Skirts.

22.50

Black Voile accordeon pleated Skirts, mounted on

18.00

Twenty-third Street.

taffetas silk drop lining.

INSTRUCTION. Business Colleges.

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of \$1,000 bail awaiting examination The boys work together in a muttres factory at 123 Mott street. During the not hour yesterday in a friendly scrap Saggestried to scorch his comrades with a cigarytte. They tried to get the cigarette and tussle developed into a desperate Saggese was being beaten hadly when

drew a revolver and fired several times. He says he shot only to frighten his assailants, but two bullets took effect ants, but two bullets took effect
The boys' wounds are serious, but expected that they will recover, .